



2612

PATENT
1259-0191P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: K. HATAKEYAMA

Conf.: 3061

Appl. No.: 08/841,318

Group: 2612

Filed: April 30, 1997

Examiner: A. HARRINGTON

For: A METHOD OF CONTROLLING THE DISPLAY MODE
AND THE RECORDING MODE OF AN ELECTRONIC
STILL CAMERA (As Amended)

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SEP 12 2003

REQUEST TO WITHDRAW ABANDONMENT
SINCE REPLY WAS TIMELY FILED

Technology Center 2600

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

September 10, 2003

Sir:

In response to the Notice of Abandonment mailed July 11, 2003, which issued in connection with the above-identified application, this is a Request to withdraw the "abandonment status" of the present application, since a Reply was timely filed on May 21, 2003. As evidence of the fact that a Reply was timely filed, enclosed herewith are the following:

- a copy of the Continued Prosecution Application (CPA) and the Preliminary Amendment filed May 21, 2003; and
- a copy of the postcard receipt which was date-stamped on May 21, 2003.

It is requested that the abandonment status of the present application be removed so that prosecution may resume with full consideration and entry into the record of the timely filed Reply.

Appl. No. 08/841,318

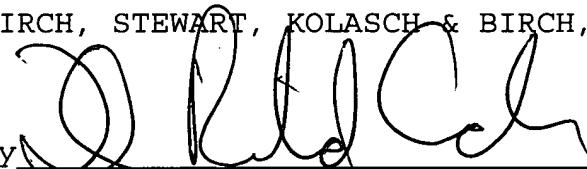
If the U.S. Patent Examiner has any questions regarding the above matters, please contact Applicants' representative, D. Richard Anderson, at the phone number listed below.

It is submitted that no fees are required for filing this Request.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
D. Richard Anderson, #40,439

DRA/jdm
1259-0191P

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

Attachments: Copy of CPA
 Copy of Preliminary Amendment
 Copy of postcard receipt

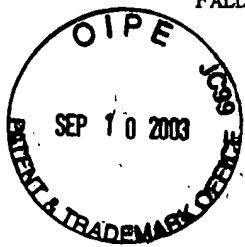
(Rev. 04/30/03)

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Date: May 21, 2003

Docket No.: 1259-0191P

Appl. No.: 08/841,318

Conf. No.: 3061

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Technology Center 2600

MS CPA
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) of prior Application No. 08/841,318 entitled A METHOD OF CONTROLLING THE DISPLAY MODE AND THE RECORDING MODE OF AN ELECTRONIC STILL CAMERA by the following named Inventor(s):

Kouki HATAKEYAMA

- This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. §1.53(d) (4).
- a. **DELETE** the following inventor(s) named in the prior nonprovisional application:
- b. The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

The above-identified prior application, in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all of the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. Enter the Amendment previously filed , under 37 C.F.R. § 1.116 but unentered, in the prior application.
2. A Preliminary Amendment is enclosed.
3. An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
4. A new power of attorney or authorization of agent is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

			LARGE ENTITY	SMALL ENTITY
	BASIC FEE		\$750.00	\$375.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	6-20	0	x 18 = \$0.00	x 9 = \$0.00
INDEPENDENT CLAIMS	2-3	0	x 84 = \$0.00	x 42 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$280.00	+ \$140.00
		TOTAL	\$750.00	\$0.00

5. Small entity status: Applicant claims small entity status. See 37 C.F.R. § 1.27.
6. Priority of Application No(s). 8-113906 filed in Japan on May 8, 1996 is claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on July 30, 1997.
7. Priority of International Appl. filed on under the Patent Cooperation Treaty and Application No(s). filed in on under 35 U.S.C. § 119 is hereby reclaimed.

8. Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000
or
Customer No. 002292

9. The applicant(s) hereby petition(s) for an extension of () month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). The fee has been calculated as shown below:
- NO extensions of time have been previously obtained in the prior application. Thus, a fee of \$0.00 is required for the full period of the above-requested extension of time.
- An extension of () month(s) was previously requested and paid for on in the prior application. Thus, a fee of \$0.00 is required to obtain an additional () month(s) in order to establish co-pendency with the present application.
10. Applicant requests suspension of action under 37 C.F.R. § 1.103(b) for a period of () months (not to exceed 3 months) and the fee of \$130.00 under 37 C.F.R. § 1.17(i) is enclosed.
11. Check(s) in the amount of \$750.00 is/are enclosed.
12. Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
13. The filing fee is NOT attached. Please issue a Notice requesting the filing fee.
14. Also enclosed herewith is the following:

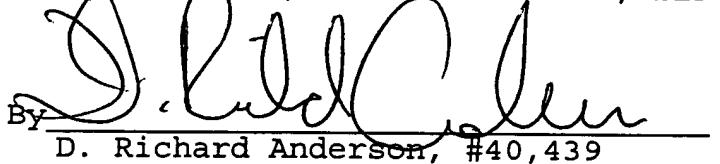
Appl. No. 08/841,318

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. § 1.53(d) application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all of the other applications in the same file wrapper.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP


By _____
D. Richard Anderson, #40,439

DRA/jdm
1259-0191P

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Attachment(s)

(Rev. 04/30/03)



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PATENT
1259-SP191P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Kouki HATAKEYAMA

Serial No.: 08/841,318 Group: unassigned

Filed: April 30, 1997 Examiner: unassigned

For: CONTROLLING METHOD FOR ELECTRONIC STILL CAMERA

L E T T E R

Assistant Commissioner for Patents
Washington, DC 20231

July 30, 1997
1249-SP191P

Sir:

Under the provisions of 35 U.S.C. § 119 and 37 C.F.R. § 1.55(a), the applicant(s) hereby claim(s) the right of priority based on the following application(s):

<u>Country</u>	<u>Application No.</u>	<u>Filed</u>
Japan	8-113906	May 8, 1996

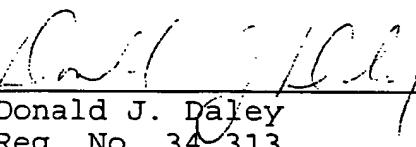
A certified copy of the above-noted application(s) is(are) attached hereto.

Please charge any fees under 37 C.F.R. § 1.16-1.21(h) or credit any overpayment to Deposit Account No. 02-2448.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By


Donald J. Daley
Reg. No. 34,313

DJD/DRA:ll

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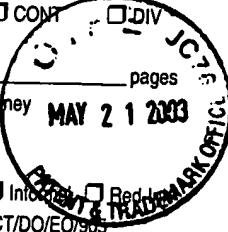
Attachment
(Rev. 06-16-97)

COPY

Papers Filed herewith on: 5/21/03 74
DOCKET NO.: 1259-191P
ATTY.: DRA
APPLICANT(S): K. HATAKEYAMA
USSN: 08/841,318 FILED: 4/30/97
PAT NO.: _____

- New Application with Transmittal Letter
 Utility Design CIP PCT Provisional
 Filing Under 37 CFR 1.53(b) CONT DIV
 Filing Under 37 CFR 1.53(d) (CPA)
 Specification Consisting of: _____ pages
 Combined Declaration & Power of Attorney
 Assignment / Cover Letter
 Letter to Official Draftsman
 Drawings _____ Sheets Formal Informal Reduced
 Completion of Filing Requirements, PCT/DO/EO/905
or PTO-1533 and Executed Declaration
 Priority Document(s) / Cover Letter, No. Doc. _____
 Amendment: Preliminary
 Transmtl Ltr Large Entity Small Entity
 Response _____
 Information Discl Stmtnt. PTO-1449(s) _____ doc(s)
 Notice of Appeal Appeal Brief
 Issue Fee Transmittal
 FEES: \$750.00 (CK #9001983)
 Letter: _____
 Other: _____

Receipt is hereby acknowledged of the papers filed as
indicated in connection with the above identified case.
COMMISSIONER OF PATENTS AND TRADEMARKS
Due Date: 5/21/03
Handcarry: _____



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